

DECISION

**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

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FILE:

B-214353

DATE: February 27, 1984**MATTER OF:**

American International Rent-A-Car

DIGEST:

GAO does not review an affirmative determination of responsibility absent a showing of possible fraud or bad faith by procurement officials or misapplication of a definitive responsibility criteria, circumstances not present here.

American International Rent-A-Car protests the award of a contract to Crossroads Rent-A-Car under invitation for bids (IFB) No. 9FCG-OSB-N-A0807/81, a small business set-aside, issued by the General Services Administration (GSA). The IFB was for furnishing motor vehicle rental service. American contends that Crossroads neither has the necessary insurance coverage required by the terms of the solicitation nor the proper vehicles necessary to perform the contract. We dismiss the protest.

American's allegations relate to Crossroads' responsibility as a prospective contractor. See Mid-South Ambulance Corporation, B-214078, January 30, 1984, 84-1 CPD _____. In this regard, we understand that American's protest was filed after GSA awarded the contract to Crossroads. The award of a federal contract necessarily includes a finding that the awardee is responsible. Warfield & Sanford, Inc., B-206929, April 20, 1982, 82-1 CPD 365. We do not review an agency's affirmative determination of responsibility unless there is a showing of possible fraud or bad faith on the part of procuring officials or that the solicitation contains definitive responsibility criteria which the procuring officials failed to apply. Domar Industries Co., Inc., B-202735, September 4, 1981, 81-2 CPD 199. Neither exception is applicable here.

The protest is dismissed.

F. H. Barclay, Jr.
Harry R. Van Cleve
Acting General Counsel

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